

## PRELIMINARY MINUTES

Notice was duly published March 17, 2020 on page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on March 24, 2020 at 10:00 AM in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Mary Ridder called the regularly scheduled meeting to order at 10:00 AM and stated that this meeting would be held telephonically, pursuant to the Governor's Executive Order No. 20-03, issued on March 17, 2020, which granted a limited waiver of the Open Meetings Act due to the COVID-19 state of emergency. Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier were present in the Commission Hearing Room. Commissioner Crystal Rhoades was present telephonically. Chair Ridder stated that a copy of the Nebraska Open Meetings Act is posted in the meeting room and on the Commission's website. Chair Ridder invited the public to address the Commission telephonically. No public comments were received. No further announcements were made.

Attention was called to the following proceedings:

### Tuesday, March 24, 2020:

C-5094, TRS Surcharge - Hearing  
11:00 a.m. Commission Hearing Room  
Commissioner Tim Schram - Hearing Officer  
Members of the public may attend via Webex:  
<http://tiny.cc/PSCWebex> (case sensitive)

### Wednesday, April 1, 2020:

#### **911 Service System Advisory Committee Meeting**

1:00 p.m. Commission Hearing Room  
Members of the public may attend via Webex:  
<http://tiny.cc/911DeptWebex> (case sensitive)

### Tuesday, April 7, 2020:

#### **Commission Meeting**

10:00 a.m. Commission Hearing Room  
Remote attendance to be announced

## COMMUNICATIONS DEPARTMENT

NUSF-1, In the Matter of the Commission, on its own motion, seeking  
PO #7 to establish guidelines for administration of the Nebraska  
Universal Service Fund: Fusion, LLC. Motion made by  
Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to  
grant Fusion, LLC's second extension request to July 31, 2020, to  
submit the 2018 remittance audit, otherwise due December 31, 2019.  
Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary  
Ridder, Tim Schram and Dan Watermeier voting AYE.

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### COMMUNICATIONS DEPARTMENT (Cont.)

NUSF-92      In the Matter of the Commission, on its own Motion, seeking  
PO #10       to administer the Nebraska Universal Service Fund's  
Broadband Program. Motion made by Commissioner Tim Schram,  
seconded by Commissioner Rod Johnson, to enter an Order opening  
Broadband grant applications starting May 1, 2020, and closing August  
31, 2020. Motion passed with Commissioners Rod Johnson, Crystal  
Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

Cullen Robbins updated the Commission that a Hearing Officer  
Order was signed on March 16, 2020, continuing the hearing on Rule and  
Regulation No. 202, originally scheduled for March 24, 2020, to a date  
later to be determined.

Cullen Robbins updated the Commission that a Hearing Officer  
Order was signed on March 16, 2020, continuing the hearing in C-5088,  
originally scheduled for March 25, 2020, to a date later to be  
determined.

### NATURAL GAS DEPARTMENT

NG-78.7      In the Matter of the Application of Black Hills Gas  
Distribution, LLC d/b/a Black Hills Energy, for authority  
to adjust the System Safety and Integrity charges (2020).  
Commissioner Rod Johnson presiding as Hearing Officer;  
NG-101       In the Matter of the Commission, on its own motion,  
opening an investigatory docket for the purpose of general  
monitoring of issues regarding the natural gas industry and  
jurisdictional utilities in Nebraska. Commissioner Rod  
Johnson residing as Hearing Officer;  
NG-101.1 Black Hills/Nebraska Gas Utility Company, LLC, and  
Black Hills Gas Distribution, LLC, d/b/a Black Hills  
Energy; and  
NG-102       In the Matter of the Commission, on its own motion,  
seeking to review policies and practices relating to  
the administration of customer choice programs for natural gas service  
offered within the State of Nebraska. Commissioner Mary Ridder  
presiding as Hearing Officer. Motion made by Commissioner Rod Johnson,  
seconded by Commissioner Crystal Rhoades, to enter assessment orders  
NG-78.7/BA-22; NG-101.1/BA-9 and NG-102/BA-2. Motion passed with  
Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram  
and Dan Watermeier voting AYE.

### LEGISLATIVE

Nichole Mulcahy discussed pending legislation.

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### TRANSPORTATION DEPARTMENT

B-1943        In the Matter of Meltech, Lincoln, seeking authority to cancel its Certificate of Public Convenience and Necessity issued in Docket No. B-1943. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to enter an Order cancelling certificate. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-1982        In the Matter of the Application of NOVA Medical Trans, LLC, Lincoln, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by van in open class service between points in Douglas and Lancaster counties, and points between said counties, over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order of pending dismissal. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-1995        In the Matter of the Application of Serving Nebraska Health Transportation Agency, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in open class service between points in Douglas and Sarpy counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Crystal Rhoades, to enter an Order granting application as amended. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-2006        In the Matter of the Application of My Princess' Limo Services, LLC, Madison, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by luxury or stretch limousine in limousine service between points in Madison County and communities within a 60-mile radius of Madison County over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

FC-1368       Cynthia M. Taylor, Omaha, Nebraska, Complainant v. Golden Plains Services, Inc. d/b/a GPS Transportation, Lincoln, Defendant. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order of pending dismissal. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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### TRANSPORTATION DEPARTMENT (Cont.)

BR-579/  
B-1984        In the Matter of the Application of Hope Park Transport,  
              LLC, Lincoln, seeking to establish its rates and charges  
              subject to the Provisions of Neb. Rev. Stat. Chapter 75,  
Articles 1 and 3. Motion made by Commissioner Dan Watermeier, seconded  
by Commissioner Rod Johnson, to enter an Order granting rates. Motion  
passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder,  
Tim Schram and Dan Watermeier voting AYE.

BR-581/  
B-1933        In the Matter of the Application of Dak Family  
              Transportation, LLC, Lincoln, seeking to establish its  
              rates and charges subject to the Provisions of Neb. Rev.  
Stat. Chapter 75, Articles 1 and 3. Motion made by Commissioner Tim  
Schram, seconded by Commissioner Crystal Rhoades, to enter an Order  
granting rates on an emergency basis. Motion passed with Commissioners  
Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan  
Watermeier voting AYE.

### GENERAL ADMINISTRATION

Executive Director's recommendation to approve  
Commission invoices. Motion made by Commissioner Tim Schram,  
seconded by Commissioner Rod Johnson. Motion passed with  
Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan  
Watermeier voting AYE, and Commissioner Crystal Rhoades present  
not voting.

Mary Ridder	\$	1,030.41
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PI-231        In the Matter of the Commission, on its own motion,  
              responding to the COVID-19 state of emergency. Motion  
made by Commissioner Tim Schram, seconded by Commissioner Rod  
Johnson to enter an Order Opening Docket and Issuing Emergency  
Measures. Motion passed with Commissioners Rod Johnson, Crystal  
Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

Executive Director's recommendation to approve a  
request to the Governor asking for the waiver of statutory  
requirements relating to the inspection of grain warehouse  
facilities and the mailing of commission orders. Motion made by  
Commissioner Tim Schram, seconded by Commissioner Dan  
Watermeier. Motion passed with Commissioners Rod Johnson,  
Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier  
voting AYE.

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The meeting adjourned at 10:27 AM with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. The next regularly scheduled meeting will be held on April 7, 2020 at 10:00 AM via Webex. Members of the public wishing to attend the meeting may direct their web browsers to <http://tiny.cc/PSCWebex>. The agenda for the April 7, 2020 meeting will be available on the Commission's website, <http://psc.nebraska.gov/>, at 10:00 AM on April 6, 2019.

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Chair

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Executive Director